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**OFFICE OF PETITIONS**

In re Application of :  
Fehn :  
Application No. 10/026,265 : ON PETITION  
Filed: December 21, 2001 :  
Attorney Docket No.: GR 97 P 3021 C :  
For: METHOD OF INITIALIZING A :  
SIMULATION OF THE BEHAVIOR OF AN :  
INDUSTRIAL PLANT, AND SIMULATION :  
SYSTEM FOR AN INDUSTRIAL PLANT :

This decision is in response to the petition under 37 CFR 1.10(c), filed February 12, 2002, requesting that the above-identified application be accorded a filing date of December 21, 2001 instead of December 22, 2001.

Petitioner alleges that the application was deposited in Express Mail service on December 21, 2001. Petitioner has provided evidence to this effect, including a copy of an "Express Mail Post Office to Addressee" mailing label bearing tracking number EL600692356US (the same Express Mail number found on the transmittal letter accompanying the original application papers located in the official file) and a "date-in" of December 21, 2002. Additionally, a search of the USPS Express Mail Track/Confirm database confirms that the above-referenced Express Mail label number was accepted by the USPS on December 21, 2001.

In view of the above, the petition under 37 CFR 1.10(c) is **GRANTED**.

No fee is due in connection with this matter.

This application is being forwarded to the Official of Initial Patent Examination for correction of the filing date to December 21, 2001.

Telephone inquiries related to this decision may be directed to Petitions Attorney Alesia M. Brown at (703) 305-0310.

*Beverly M. Flanagan*

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